United Nations S/2004/828

Security Council

Distr.: General
20 October 2004

Original: English

Report of the Secretary-General concerning the credentials of the alternate representative of the United States of America on the Security Council

Pursuant to rule 15 of the provisional rules of procedure of the Security Council, the Secretary-General wishes to report that he has received a note verbale, dated 18 October 2004, from the United States Mission to the United Nations, stating that Mr. Richard Grenell has been appointed alternate representative of the United States of America on the Security Council.

In the opinion of the Secretary-General, this communication constitutes adequate provisional credentials.

04-56410 (E) 201004

United Nations S/2004/829

Security Council

Distr.: General
21 October 2004

Original: English

United Kingdom of Great Britain and Northern Ireland: draft resolution

The Security Council,

Welcoming the report of the Secretary-General of 24 September 2004 (S/2004/756) on the United Nations operation in Cyprus,

Reiterating its call to the parties to assess and address the humanitarian issue of missing persons with due urgency and seriousness, and welcoming in this regard the resumption of the activities of the Committee on Missing Persons since August 2004,

Welcoming the Secretary-General's review of the United Nations peacekeeping operation in Cyprus (UNFICYP), pursuant to resolution 1548 (2004) of 11 June 2004,

Noting that the Government of Cyprus is agreed that in view of the prevailing conditions in the island it is necessary to keep UNFICYP beyond 15 December 2004,

Taking note of the assessment of the Secretary-General that the security situation on the island has become increasingly benign over the last few years and that a recurrence of fighting in Cyprus is increasingly unlikely,

Welcoming the Secretary-General's intention to conduct a further review on UNFICYP's mandate, force levels and concept of operation in advance of the next renewal of UNFICYP's mandate, continuing to take into account developments on the ground and the views of the parties,

Echoing the Secretary-General's gratitude to the Government of Cyprus and the Government of Greece for their voluntary contributions to the funding of UNFICYP, and his request for further voluntary contributions from other countries and organizations,

Welcoming and encouraging efforts by the United Nations to sensitize peacekeeping personnel in the prevention and control of HIV/AIDS and other communicable diseases in all its peacekeeping operations,

1. *Reaffirms* all its relevant resolutions on Cyprus, in particular resolution 1251 (1999) of 29 June 1999 and subsequent resolutions;

04-56785 (E) 221004

2. *Endorses* the Secretary-General's recommendations for the amendment of the concept of operations and force level of UNFICYP, as outlined in his report of 24 September 2004;

3. *Decides* to extend the mandate of UNFICYP for a further period ending 15 June 2005;

4. *Urges* the Turkish Cypriot side and Turkish forces to rescind without delay all remaining restrictions on UNFICYP, and calls on them to restore in Strovilia the military status quo which existed there prior to 30 June 2000;

5. *Requests* the Secretary-General to submit a report on implementation of this resolution concurrent with the review provided for above;

6. *Decides* to remain seized of the matter.

United Nations S/2004/830

Security Council

Distr.: General
21 October 2004

Original: English

Note by the Secretary-General concerning the date of an election to fill a vacancy in the International Court of Justice

1. By a letter dated 11 October 2004, a certified copy of which was forwarded to the attention of the Secretary-General under the cover of a letter dated 11 October 2004 from the President of the International Court of Justice, Judge and former President Gilbert Guillaume informed the President of the Court, pursuant to Article 13, paragraph 4, of the Statute of the Court, of his resignation as a member of the Court effective 11 February 2005. A vacancy in the court will therefore occur on 11 February 2005.

2. Judge and former President Guillaume was elected a member of the Court on 14 September 1987 and was re-elected on 15 November 1990 and on 3 November 1999 for a term of office that will end on 5 February 2009. He was President of the Court from 7 February 2000 to 6 February 2003. He was also President of a special Chamber in two cases.

3. Article 14 of the Statute of the Court provides that:

> "Vacancies shall be filled by the same method as that laid down for the first election, subject to the following provision: the Secretary-General shall, within one month of the occurrence of the vacancy, proceed to issue the invitations provided for in Article 5, and the date of the election shall be fixed by the Security Council."

Article 5, paragraph 1, of the Statute provides:

> "At least three months before the date of the election, the Secretary-General of the United Nations shall address a written request to the members of the Permanent Court of Arbitration belonging to the states which are parties to the present Statute, and to the members of the national groups appointed under Article 4, paragraph 2, inviting them to undertake, within a given time, by national groups, the nomination of persons in a position to accept the duties of a member of the Court."

4. In view of the fact that the date of the election is to be fixed by the Security Council, it is suggested that the Council might wish to consider this question at an early meeting and to take into consideration that the Secretary-General's communication must be dispatched within one month of the occurrence of the vacancy and at least three months before the date of the election. The Secretary-General expects to invite nominations for the vacancy by communications issued immediately after the Security Council has set the date of election.

04-56652 (E) 211004

United Nations S/2004/831

Security Council

Distr.: General
25 October 2004

Original: English

Letter dated 25 October 2004 from the Secretary-General addressed to the President of the Security Council

I have the honour to convey the attached communication, dated 25 October 2004, from the Director General of the International Atomic Energy Agency (see annex).

I should be grateful if you would bring the present letter and its annex to the attention of the members of the Security Council.

(*Signed*) Kofi A. **Annan**

04-57058 (E) 251004

Annex

Letter dated 25 October 2004 from the Director General of the International Atomic Energy Agency addressed to the President of the Security Council

I refer to the letter I addressed to you on 1 October 2004 (S/2004/786), constituting the semi-annual report requested by the Security Council in resolution 1051 (1996). In that letter, States were reminded of their obligation to inform the International Atomic Energy Agency (IAEA) about items listed in annex 3 to the IAEA ongoing monitoring and verification plan (S/2001/561).

Consequent to that reminder, IAEA received the attached letter dated 10 October 2004 from the General Director of the Planning and Following Up Directorate of the Iraqi Ministry of Science and Technology. In that letter, the Iraqi authorities informed IAEA of the loss "after 9 April 2003, through the theft and looting of the governmental installations due to lack of security", of high explosives, relevant to annex 3, that had been subject to IAEA monitoring. The explosives in question are given as: HMX (195 tons), which had been under IAEA seal, and RDX (141 tons) and PETN (6 tons), both subject to regular monitoring of stock levels. The presence of these amounts was verified by IAEA in January 2003.

Following a preliminary verification of the letter's authenticity through the Iraqi Permanent Mission in Vienna, IAEA on 15 October 2004 informed the Multinational Force (MNF), as the body entrusted by the Security Council in resolution 1546 (2004) with the authority to take all necessary measures to contribute to the maintenance of security and stability in Iraq, about this matter. This was with a view to providing MNF and the Iraqi Interim Government with an opportunity to attempt to recover the explosives before this matter was put into the public domain. However, as you are aware, the matter has been given media coverage today.

I should therefore be grateful if you would arrange for this letter to be distributed as a document of the Security Council.

(*Signed*) Mohamed **ElBaradei**

Enclosure

Letter dated 10 October 2004 from the General Director of the Planning and Following Up Directorate of the Ministry of Science and Technology of Iraq addressed to the International Atomic Energy Agency

We would like to inform you that the following materials which have been included in annex 3 (item 74) registered under IAEA custody were lost after 9 April 2003, through the theft and looting of the governmental installations due to lack of security. Therefore we feel an urgent updating of the registered materials is required.

	Site	*Equipment/ material*	*Quantity (tons)*	*Remarks*
1	Al-qaqaa Company	HMX	194.741	High explosive material. Declaration on 15 July 2002.
2	Al-qaqaa Company	RDX	141.233	High explosive material. Declaration on 15 July 2002.
3	Al-qaqaa Company	PETN	5.8	High explosive material. Declaration on 15 July 2002.

Please accept our high respect and consideration.

(*Signed*) Mohammed J. **Abbas**
General Director of the Planning and Following Up Directorate